



## 94TH GENERAL ASSEMBLY

### State of Illinois

2005 and 2006

SB2356

Introduced 1/18/2006, by Sen. Mattie Hunter

#### SYNOPSIS AS INTRODUCED:

30 ILCS 105/8.44	
40 ILCS 5/15-125	from Ch. 108 1/2, par. 15-125
235 ILCS 5/6-21	from Ch. 43, par. 135
735 ILCS 5/8-2006	

Amends a Section of the State Finance Act authorizing the transfer of certain moneys from special funds to the General Revenue Fund to provide that the State Comptroller shall not transfer moneys from the State Off-Set Claims Fund. Requires the State Comptroller to reverse any transfers already made from that fund. Amends the Illinois Pension Code to provide that the "effective rate of interest" that must be determined by the State Comptroller annually must be determined for each fiscal year by January 31 (now, by September 1) immediately preceding the start of that fiscal year. Amends the Liquor Control Act of 1934 to provide that certain liability limits under that Act that are annually adjusted by the Comptroller shall be made available via the Comptroller's official website by January 31 of every year (now, made available to the chief judge of each judicial circuit). Amends the Code of Civil Procedure to provide that certain copying fees that are annually adjusted by the Comptroller shall be made available to the public via the Comptroller's official website by January 31 of every year. Effective immediately.

LRB094 16182 RSP 51425 b

FISCAL NOTE ACT  
MAY APPLY

1 AN ACT concerning the State Comptroller.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The State Finance Act is amended by changing  
5 Section 8.44 as follows:

6 (30 ILCS 105/8.44)

7 Sec. 8.44. Special fund transfers.

8 (a) In order to maintain the integrity of special funds and  
9 improve stability in the General Revenue Fund, the following  
10 transfers are authorized from the designated funds into the  
11 General Revenue Fund:

12	Aeronautics Fund .....	\$2,186
13	Aggregate Operations Regulatory Fund .....	\$32,750
14	Agrichemical Incident Response Trust Fund.....	\$419,830
15	Agricultural Master Fund .....	\$17,827
16	Air Transportation Revolving Fund.....	\$181,478
17	Airport Land Loan Revolving Fund .....	\$1,669,970
18	Alternate Fuels Fund .....	\$1,056,833
19	Alternative Compliance Market Account Fund .....	\$53,120
20	Appraisal Administration Fund.....	\$250,000
21	Armory Rental Fund .....	\$111,538
22	Assisted Living and Shared Housing Regulatory Fund ..	\$24,493
23	Bank and Trust Company Fund.....	\$3,800,000
24	Capital Development Board Revolving Fund .....	\$453,054
25	Care Provider Fund for Persons	
26	with a Developmental Disability.....	\$2,378,270
27	Charter Schools Revolving Loan Fund.....	\$650,721
28	Child Support Administrative Fund.....	\$1,117,266
29	Coal Mining Regulatory Fund.....	\$127,583
30	Communications Revolving Fund.....	\$12,999,839
31	Community Health Center Care Fund.....	\$104,480
32	Community Water Supply Laboratory Fund .....	\$716,232

1	Continuing Legal Education Trust Fund.....	\$23,419
2	Corporate Franchise Tax Refund Fund.....	\$500,000
3	Court of Claims Administration and Grant Fund.....	\$24,949
4	Criminal Justice Information Projects Fund .....	\$18,212
5	DCFS Special Purposes Trust Fund .....	\$77,835
6	Death Certificate Surcharge Fund .....	\$1,134,341
7	Department of Business Services	
8	Special Operations Fund.....	\$2,000,000
9	Department of Children and Family Services	
10	Training Fund.....	\$1,408,106
11	Department of Corrections	
12	Reimbursement and Education Fund .....	\$2,208,323
13	Department of Insurance State Trust Fund .....	\$18,009
14	Department of Labor Special State Trust Fund .....	\$359,895
15	Department on Aging State Projects Fund.....	\$10,059
16	Design Professionals Administration	
17	and Investigation Fund .....	\$51,701
18	DHS Recoveries Trust Fund.....	\$1,591,834
19	DHS State Projects Fund.....	\$89,917
20	Division of Corporations	
21	Registered Limited Liability Partnership Fund.....	\$150,000
22	DNR Special Projects Fund.....	\$301,649
23	Dram Shop Fund .....	\$110,554
24	Drivers Education Fund .....	\$30,152
25	Drug Rebate Fund .....	\$17,315,821
26	Drug Traffic Prevention Fund .....	\$22,123
27	Drug Treatment Fund.....	\$160,030
28	Drunk and Drugged Driving Prevention Fund.....	\$51,220
29	Drycleaner Environmental Response Trust Fund .....	\$1,137,971
30	DuQuoin State Fair Harness Racing Trust Fund .....	\$3,368
31	Early Intervention Services Revolving Fund .....	\$1,044,935
32	Economic Research and Information Fund .....	\$49,005
33	Educational Labor Relations Board	
34	Fair Share Trust Fund.....	\$40,933
35	Efficiency Initiatives Revolving Fund.....	\$6,178,298
36	Emergency Planning and Training Fund .....	\$28,845

1	Emergency Public Health Fund .....	\$139,997
2	Emergency Response Reimbursement Fund.....	\$15,873
3	EMS Assistance Fund.....	\$40,923
4	Energy Assistance Contribution Fund.....	\$89,692
5	Energy Efficiency Trust Fund .....	\$1,300,938
6	Environmental Laboratory Certification Fund.....	\$62,039
7	Environmental Protection Permit and Inspection Fund..	\$180,571
8	Environmental Protection Trust Fund.....	\$2,228,031
9	EPA Court Trust Fund .....	\$338,646
10	EPA Special State Projects Trust Fund.....	\$284,263
11	Explosives Regulatory Fund .....	\$23,125
12	Facilities Management Revolving Fund .....	\$4,803,971
13	Facility Licensing Fund.....	\$22,958
14	Family Care Fund .....	\$22,585
15	Federal Asset Forfeiture Fund.....	\$1,871
16	Feed Control Fund.....	\$478,234
17	Fertilizer Control Fund.....	\$207,398
18	Financial Institution Fund .....	\$2,448,690
19	Firearm Owner's Notification Fund.....	\$3,960
20	Food and Drug Safety Fund.....	\$421,401
21	General Professions Dedicated Fund .....	\$3,975,808
22	Good Samaritan Energy Trust Fund .....	\$7,191
23	Governor's Grant Fund.....	\$1,592
24	Group Workers' Compensation Pool Insolvency Fund ....	\$136,547
25	Guardianship and Advocacy Fund .....	\$27,289
26	Hazardous Waste Occupational Licensing Fund.....	\$14,939
27	Hazardous Waste Research Fund.....	\$125,209
28	Health Facility Plan Review Fund .....	\$165,972
29	Hearing Instrument Dispenser	
30	Examining and Disciplinary Fund.....	\$102,842
31	Home Inspector Administration Fund .....	\$244,503
32	IEMA State Projects Fund .....	\$13
33	Illinois Beach Marina Fund .....	\$177,801
34	Illinois Capital Revolving Loan Fund .....	\$4,024,106
35	Illinois Clean Water Fund.....	\$1,835,796
36	Illinois Community College Board	

1	Contracts and Grants Fund.....	\$9
2	Illinois Department of Agriculture	
3	Laboratory Services Revolving Fund .....	\$174,795
4	Illinois Equity Fund .....	\$119,193
5	Illinois Executive Mansion Trust Fund.....	\$56,154
6	Illinois Forestry Development Fund .....	\$1,389,096
7	Illinois Future Teacher Corps Scholarship Fund .....	\$4,836
8	Illinois Gaming Law Enforcement Fund .....	\$650,646
9	Illinois Habitat Endowment Trust Fund.....	\$3,641,262
10	Illinois Health Facilities Planning Fund .....	\$23,066
11	Illinois Historic Sites Fund .....	\$134,366
12	Illinois National Guard Armory Construction Fund ....	\$31,469
13	Illinois Rural Rehabilitation Fund .....	\$8,190
14	Illinois School Asbestos Abatement Fund.....	\$183,191
15	Illinois State Fair Fund .....	\$50,176
16	Illinois State Podiatric Disciplinary Fund .....	\$317,239
17	Illinois Student Assistance Commission	
18	Contracts and Grants Fund.....	\$5,589
19	Illinois Tourism Tax Fund.....	\$647,749
20	Illinois Underground Utility Facilities	
21	Damage Prevention Fund .....	\$2,175
22	Illinois Veterans' Rehabilitation Fund .....	\$218,940
23	Industrial Hygiene Regulatory and Enforcement Fund ....	\$3,564
24	Innovations in Long-Term Care	
25	Quality Demonstration Grants Fund.....	\$565,494
26	Insurance Financial Regulation Fund.....	\$800,000
27	ISAC Accounts Receivable Fund.....	\$26,374
28	ISBE GED Testing Fund.....	\$146,196
29	ISBE Teacher Certificate Institute Fund.....	\$122,117
30	J.J. Wolf Memorial for Conservation Investigation Fund	\$8,137
31	Kaskaskia Commons Permanent Fund .....	\$79,813
32	Land Reclamation Fund.....	\$30,582
33	Large Business Attraction Fund .....	\$340,777
34	Lawyers' Assistance Program Fund .....	\$198,207
35	LEADS Maintenance Fund .....	\$76,981
36	Lieutenant Governor's Grant Fund .....	\$188

1	Livestock Management Facilities Fund .....	\$47,800
2	Local Initiative Fund.....	\$1,940,646
3	Local Tourism Fund .....	\$132,876
4	Long Term Care Monitor/Receiver Fund .....	\$427,850
5	Monetary Award Program Reserve Fund.....	\$879,700
6	McCormick Place Expansion Project Fund .....	\$0
7	Medicaid Buy-In Program Revolving Fund .....	\$318,894
8	Medicaid Fraud and Abuse Prevention Fund .....	\$60,306
9	Medical Special Purposes Trust Fund.....	\$930,668
10	Military Affairs Trust Fund.....	\$68,468
11	Motor Carrier Safety Inspection Fund .....	\$147,477
12	Motor Fuel and Petroleum Standards Fund.....	\$19,673
13	Motor Vehicle Review Board Fund.....	\$250,000
14	Motor Vehicle Theft Prevention Trust Fund.....	\$1,415,361
15	Narcotics Profit Forfeiture Fund .....	\$39,379
16	Natural Heritage Endowment Trust Fund.....	\$557,264
17	Natural Heritage Fund.....	\$3,336
18	Natural Resources Information Fund .....	\$64,596
19	Natural Resources Restoration Trust Fund .....	\$63,002
20	Off-Highway Vehicle Trails Fund.....	\$244,815
21	Oil Spill Response Fund.....	\$167,547
22	Paper and Printing Revolving Fund.....	\$48,476
23	Park and Conservation Fund .....	\$3,050,154
24	Pawnbroker Regulation Fund .....	\$94,131
25	Pesticide Control Fund .....	\$420,223
26	Petroleum Resources Revolving Fund .....	\$85,540
27	Police Training Board Services Fund.....	\$1,540
28	Pollution Control Board Fund .....	\$23,004
29	Pollution Control Board Trust Fund .....	\$410,651
30	Post Transplant Maintenance and Retention Fund .....	\$75,100
31	Presidential Library and Museum Operating Fund .....	\$727,250
32	Professional Regulation Evidence Fund.....	\$2,817
33	Professional Services Fund .....	\$46,222
34	Provider Inquiry Trust Fund.....	\$207,098
35	Public Aid Recoveries Trust Fund .....	\$7,610,631
36	Public Health Laboratory Services Revolving Fund ....	\$92,276

1	Public Health Special State Projects Fund.....	\$816,202
2	Public Health Water Permit Fund.....	\$17,624
3	Public Infrastructure Construction	
4	Loan Revolving Fund.....	\$63,802
5	Public Pension Regulation Fund .....	\$222,433
6	Racing Board Fingerprint License Fund.....	\$16,835
7	Radiation Protection Fund.....	\$212,010
8	Real Estate License Administration Fund.....	\$1,500,000
9	Regulatory Evaluation and Basic Enforcement Fund ....	\$64,221
10	Regulatory Fund.....	\$55,246
11	Renewable Energy Resources Trust Fund.....	\$14,033
12	Response Contractors Indemnification Fund.....	\$126
13	Rural/Downstate Health Access Fund .....	\$4,644
14	Savings and Residential Finance Regulatory Fund....	\$5,200,000
15	School District Emergency Financial Assistance Fund	\$2,130,848
16	School Technology Revolving Loan Fund.....	\$19,158
17	Second Injury Fund .....	\$151,493
18	Secretary of State Interagency Grant Fund.....	\$40,900
19	Secretary of State Special License Plate Fund.....	\$520,200
20	Secretary of State Special Services Fund .....	\$2,500,000
21	Securities Audit and Enforcement Fund.....	\$3,400,000
22	Securities Investors Education Fund.....	\$100,000
23	Self-Insurers Administration Fund.....	\$286,964
24	Sex Offender Registration Fund .....	\$7,647
25	Sexual Assault Services Fund .....	\$12,210
26	Small Business Environmental Assistance Fund .....	\$13,686
27	Snowmobile Trail Establishment Fund.....	\$3,124
28	Solid Waste Management Fund.....	\$6,587,173
29	Sports Facilities Tax Trust Fund .....	\$1,112,590
30	State Appellate Defender Special State Projects Fund	\$23,820
31	State Asset Forfeiture Fund.....	\$71,988
32	State Boating Act Fund .....	\$401,824
33	State College and University Trust Fund.....	\$139,439
34	State Crime Laboratory Fund.....	\$44,965
35	State Fair Promotional Activities Fund .....	\$8,734
36	State Garage Revolving Fund.....	\$639,662

1	State Offender DNA Identification System Fund.....	\$81,740
2	<del>State Off Set Claims Fund.....</del>	<del>\$1,487,926</del>
3	State Parks Fund .....	\$1,045,889
4	State Police Motor Vehicle Theft Prevention Fund ....	\$164,843
5	State Police Vehicle Fund.....	\$22,899
6	State Police Whistleblower Reward and Protection Fund	\$199,699
7	State Rail Freight Loan Repayment Fund .....	\$1,147,727
8	State Surplus Property Revolving Fund.....	\$388,284
9	State Whistleblower Reward and Protection Fund .....	\$1,592
10	State's Attorneys Appellate Prosecutor's County Fund	\$70,101
11	Statewide Grand Jury Prosecution Fund.....	\$7,645
12	Statistical Services Revolving Fund.....	\$4,847,783
13	Subtitle D Management Fund .....	\$169,744
14	Tanning Facility Permit Fund .....	\$64,571
15	Tax Compliance and Administration Fund .....	\$429,377
16	Tax Recovery Fund.....	\$113,591
17	Teacher Certificate Fee Revolving Fund .....	\$982,399
18	Toxic Pollution Prevention Fund.....	\$28,534
19	Underground Resources Conservation Enforcement Fund..	\$294,251
20	University Grant Fund.....	\$23,881
21	Used Tire Management Fund.....	\$1,918,500
22	Watershed Park Fund.....	\$19,786
23	Weights and Measures Fund.....	\$1,078,121
24	Workers' Compensation Benefit Trust Fund .....	\$266,574
25	Workers' Compensation Revolving Fund .....	\$520,285
26	Working Capital Revolving Fund .....	\$1,404,868
27	Youth Alcoholism and Substance Abuse Prevention Fund	\$29,995
28	Youth Drug Abuse Prevention Fund .....	\$4,091

29 All of these transfers shall be made in equal quarterly  
30 installments with the first made on the effective date of this  
31 amendatory Act of the 94th General Assembly, or as soon  
32 thereafter as practical, and with the remaining transfers to be  
33 made on October 1, January 1, and April 1, or as soon  
34 thereafter as practical. These transfers shall be made  
35 notwithstanding any other provision of State law to the  
36 contrary.

1 (b) On and after the effective date of this amendatory Act  
2 of the 94th General Assembly through June 30, 2006, when any of  
3 the funds listed in subsection (a) have insufficient cash from  
4 which the State Comptroller may make expenditures properly  
5 supported by appropriations from the fund, then the State  
6 Treasurer and State Comptroller shall transfer from the General  
7 Revenue Fund to the fund only such amount as is immediately  
8 necessary to satisfy outstanding expenditure obligations on a  
9 timely basis, subject to the provisions of the State Prompt  
10 Payment Act. Any amounts transferred from the General Revenue  
11 Fund to a fund pursuant to this subsection (b) from time to  
12 time shall be re-transferred by the State Comptroller and the  
13 State Treasurer from the receiving fund into the General  
14 Revenue Fund as soon as and to the extent that deposits are  
15 made into or receipts are collected by the receiving fund. In  
16 all events, the full amounts of all transfers from the General  
17 Revenue Fund to receiving funds shall be re-transferred to the  
18 General Revenue Fund no later than June 30, 2006.

19 (c) Notwithstanding any other provision of law, on July 1,  
20 2005, or as soon thereafter as may be practical, the State  
21 Comptroller and the State Treasurer shall transfer \$5,000,000  
22 from the Communications Revolving Fund to the Hospital Basic  
23 Services Prevention Fund.

24 (d) Notwithstanding Public Act 94-91 or any other provision  
25 of law, the State Comptroller shall not transfer any moneys  
26 pursuant to subsection (a) out of any fund deleted from  
27 subsection (a) by this amendatory Act of the 94th General  
28 Assembly. On or before June 30, 2006 the State Comptroller  
29 shall reverse any transfers to the General Revenue Fund made  
30 pursuant to subsection (a) from funds deleted from subsection  
31 (a) by this amendatory Act of the 94th General Assembly.

32 (Source: P.A. 94-91, eff. 7-1-05.)

33 Section 10. The Illinois Pension Code is amended by  
34 changing Section 15-125 as follows:

1 (40 ILCS 5/15-125) (from Ch. 108 1/2, par. 15-125)  
2 Sec. 15-125. "Prescribed Rate of Interest; Effective Rate  
3 of Interest".~~±~~

4 (1) "Prescribed rate of interest": The rate of interest to  
5 be used in actuarial valuations and in development of actuarial  
6 tables as determined by the board on the basis of the probable  
7 average effective rate of interest on a long term basis.

8 (2) "Effective rate of interest": The interest rate for all  
9 or any part of a fiscal year that is determined by the board  
10 based on factors including the system's past and expected  
11 investment experience; historical and expected fluctuations in  
12 the market value of investments; the desirability of minimizing  
13 volatility in the effective rate of interest from year to year;  
14 and the provision of reserves for anticipated losses upon  
15 sales, redemptions, or other disposition of investments and for  
16 variations in interest experience; except that for the purpose  
17 of determining the accumulated normal contributions used in  
18 calculating retirement annuities under Rule 2 of Section  
19 15-136, the effective rate of interest shall be determined by  
20 the State Comptroller rather than the board. The State  
21 Comptroller shall determine the effective rate of interest to  
22 be used for this purpose using the factors listed above, and  
23 shall certify to the board and the Commission on Government  
24 Forecasting and Accountability the rate to be used for this  
25 purpose for fiscal year 2006 as soon as possible after the  
26 effective date of this amendatory Act of the 94th General  
27 Assembly, and for each fiscal year thereafter no later than the  
28 January 31 ~~September 1~~ immediately preceding the start of that  
29 fiscal year.

30 (3) The change made to this Section by Public Acts 90-65  
31 and 90-511 is a clarification of existing law.

32 (Source: P.A. 94-4, eff. 6-1-05; revised 10-11-05.)

33 Section 15. The Liquor Control Act of 1934 is amended by  
34 changing Section 6-21 as follows:

1 (235 ILCS 5/6-21) (from Ch. 43, par. 135)

2 Sec. 6-21. (a) Every person who is injured within this  
3 State, in person or property, by any intoxicated person has a  
4 right of action in his or her own name, severally or jointly,  
5 against any person, licensed under the laws of this State or of  
6 any other state to sell alcoholic liquor, who, by selling or  
7 giving alcoholic liquor, within or without the territorial  
8 limits of this State, causes the intoxication of such person.  
9 Any person at least 21 years of age who pays for a hotel or  
10 motel room or facility knowing that the room or facility is to  
11 be used by any person under 21 years of age for the unlawful  
12 consumption of alcoholic liquors and such consumption causes  
13 the intoxication of the person under 21 years of age, shall be  
14 liable to any person who is injured in person or property by  
15 the intoxicated person under 21 years of age. Any person  
16 owning, renting, leasing or permitting the occupation of any  
17 building or premises with knowledge that alcoholic liquors are  
18 to be sold therein, or who having leased the same for other  
19 purposes, shall knowingly permit therein the sale of any  
20 alcoholic liquors that have caused the intoxication of any  
21 person, shall be liable, severally or jointly, with the person  
22 selling or giving the liquors. However, if such building or  
23 premises belong to a minor or other person under guardianship  
24 the guardian of such person shall be held liable instead of the  
25 ward. A married woman has the same right to bring the action  
26 and to control it and the amount recovered as an unmarried  
27 woman. All damages recovered by a minor under this Act shall be  
28 paid either to the minor, or to his or her parent, guardian or  
29 next friend as the court shall direct. The unlawful sale or  
30 gift of alcoholic liquor works a forfeiture of all rights of  
31 the lessee or tenant under any lease or contract of rent upon  
32 the premises where the unlawful sale or gift takes place. All  
33 actions for damages under this Act may be by any appropriate  
34 action in the circuit court. An action shall lie for injuries  
35 to either means of support or loss of society, but not both,  
36 caused by an intoxicated person or in consequence of the

1 intoxication of any person resulting as hereinabove set out.  
2 "Loss of society" means the mutual benefits that each family  
3 member receives from the other's continued existence,  
4 including love, affection, care, attention, companionship,  
5 comfort, guidance, and protection. "Family" includes spouse,  
6 children, parents, brothers, and sisters. The action, if the  
7 person from whom support or society was furnished is living,  
8 shall be brought by any person injured in means of support or  
9 society in his or her name for his or her benefit and the  
10 benefit of all other persons injured in means of support or  
11 society. However, any person claiming to be injured in means of  
12 support or society and not included in any action brought  
13 hereunder may join by motion made within the times herein  
14 provided for bringing such action or the personal  
15 representative of the deceased person from whom such support or  
16 society was furnished may so join. In every such action the  
17 jury shall determine the amount of damages to be recovered  
18 without regard to and with no special instructions as to the  
19 dollar limits on recovery imposed by this Section. The amount  
20 recovered in every such action is for the exclusive benefit of  
21 the person injured in loss of support or society and shall be  
22 distributed to such persons in the proportions determined by  
23 the verdict rendered or judgment entered in the action. If the  
24 right of action is settled by agreement with the personal  
25 representative of a deceased person from whom support or  
26 society was furnished, the court having jurisdiction of the  
27 estate of the deceased person shall distribute the amount of  
28 the settlement to the person injured in loss of support or  
29 society in the proportion, as determined by the court, that the  
30 percentage of dependency of each such person upon the deceased  
31 person bears to the sum of the percentages of dependency of all  
32 such persons upon the deceased person. For all causes of action  
33 involving persons injured, killed, or incurring property  
34 damage before September 12, 1985, in no event shall the  
35 judgment or recovery under this Act for injury to the person or  
36 to the property of any person as hereinabove set out exceed

1 \$15,000, and recovery under this Act for loss of means of  
2 support resulting from the death or injury of any person, as  
3 hereinabove set out, shall not exceed \$20,000. For all causes  
4 of action involving persons injured, killed, or incurring  
5 property damage after September 12, 1985 but before July 1,  
6 1998, in no event shall the judgment or recovery for injury to  
7 the person or property of any person exceed \$30,000 for each  
8 person incurring damages, and recovery under this Act for loss  
9 of means of support resulting from the death or injury of any  
10 person shall not exceed \$40,000. For all causes of action  
11 involving persons injured, killed, or incurring property  
12 damage on or after July 1, 1998, in no event shall the judgment  
13 or recovery for injury to the person or property of any person  
14 exceed \$45,000 for each person incurring damages, and recovery  
15 under this Act for either loss of means of support or loss of  
16 society resulting from the death or injury of any person shall  
17 not exceed \$55,000. Beginning in 1999, every January 20, these  
18 liability limits shall automatically be increased or  
19 decreased, as applicable, by a percentage equal to the  
20 percentage change in the consumer price index-u during the  
21 preceding 12-month calendar year. "Consumer price index-u"  
22 means the index published by the Bureau of Labor Statistics of  
23 the United States Department of Labor that measures the average  
24 change in prices of goods and services purchased by all urban  
25 consumers, United States city average, all items, 1982-84 =  
26 100. The new amount resulting from each annual adjustment shall  
27 be determined by the Comptroller and made available via the  
28 Comptroller's official website by January 31 of every year. ~~to~~  
29 ~~the chief judge of each judicial circuit.~~ The liability limits  
30 at the time at which damages subject to such limits are awarded  
31 by final judgment or settlement shall be utilized by the  
32 courts. Nothing in this Section bars any person from making  
33 separate claims which, in the aggregate, exceed any one limit  
34 where such person incurs more than one type of compensable  
35 damage, including personal injury, property damage, and loss to  
36 means of support or society. However, all persons claiming loss

1 to means of support or society shall be limited to an aggregate  
2 recovery not to exceed the single limitation set forth herein  
3 for the death or injury of each person from whom support or  
4 society is claimed.

5 Nothing in this Act shall be construed to confer a cause of  
6 action for injuries to the person or property of the  
7 intoxicated person himself, nor shall anything in this Act be  
8 construed to confer a cause of action for loss of means of  
9 support or society on the intoxicated person himself or on any  
10 person claiming to be supported by such intoxicated person or  
11 claiming the society of such person. In conformance with the  
12 rule of statutory construction enunciated in the general  
13 Illinois saving provision in Section 4 of "An Act to revise the  
14 law in relation to the construction of the statutes", approved  
15 March 5, 1874, as amended, no amendment of this Section  
16 purporting to abolish or having the effect of abolishing a  
17 cause of action shall be applied to invalidate a cause of  
18 action accruing before its effective date, irrespective of  
19 whether the amendment was passed before or after the effective  
20 date of this amendatory Act of 1986.

21 Each action hereunder shall be barred unless commenced  
22 within one year next after the cause of action accrued.

23 However, a licensed distributor or brewer whose only  
24 connection with the furnishing of alcoholic liquor which is  
25 alleged to have caused intoxication was the furnishing or  
26 maintaining of any apparatus for the dispensing or cooling of  
27 beer is not liable under this Section, and if such licensee is  
28 named as a defendant, a proper motion to dismiss shall be  
29 granted.

30 (b) Any person licensed under any state or local law to  
31 sell alcoholic liquor, whether or not a citizen or resident of  
32 this State, who in person or through an agent causes the  
33 intoxication, by the sale or gift of alcoholic liquor, of any  
34 person who, while intoxicated, causes injury to any person or  
35 property in the State of Illinois thereby submits such licensed  
36 person, and, if an individual, his or her personal

1 representative, to the jurisdiction of the courts of this State  
2 for a cause of action arising under subsection (a) above.

3 Service of process upon any person who is subject to the  
4 jurisdiction of the courts of this State, as provided in this  
5 subsection, may be made by personally serving the summons upon  
6 the defendant outside this State, as provided in the Code of  
7 Civil Procedure, as now or hereafter amended, with the same  
8 force and effect as though summons had been personally served  
9 within this State.

10 Only causes of action arising under subsection (a) above  
11 may be asserted against a defendant in an action in which  
12 jurisdiction over him or her is based upon this subsection.

13 Nothing herein contained limits or affects the right to  
14 serve any process in any other manner now or hereafter provided  
15 by law.

16 (Source: P.A. 90-111, eff. 7-14-97.)

17 Section 20. The Code of Civil Procedure is amended by  
18 changing Section 8-2006 as follows:

19 (735 ILCS 5/8-2006)

20 Sec. 8-2006. Copying fees; adjustment for inflation.  
21 Beginning in 2003, every January 20, the copying fee limits  
22 established in Sections 8-2001, 8-2003, 8-2004, and 8-2005  
23 shall automatically be increased or decreased, as applicable,  
24 by a percentage equal to the percentage change in the consumer  
25 price index-u during the preceding 12-month calendar year.  
26 "Consumer price index-u" means the index published by the  
27 Bureau of Labor Statistics of the United States Department of  
28 Labor that measures the average change in prices of goods and  
29 services purchased by all urban consumers, United States city  
30 average, all items, 1982-84 = 100. The new amount resulting  
31 from each annual adjustment shall be determined by the  
32 Comptroller and made available to the public via the  
33 Comptroller's official website by January 31 of every year. ~~on~~  
34 ~~January 20 of every year.~~

1 (Source: P.A. 92-228, eff. 9-1-01.)

2 Section 99. Effective date. This Act takes effect upon  
3 becoming law.